

1 QUINN EMANUEL URQUHART & SULLIVAN, LLP

Charles K. Verhoeven (Bar No. 170151)

2 charlesverhoeven@quinnemanuel.com

David A. Perlson (Bar No. 209502)

3 davidperlson@quinnemanuel.com

Melissa Baily (Bar No. 237649)

4 melissabaily@quinnemanuel.com

John Neukom (Bar No. 275887)

5 johnneukom@quinnemanuel.com

Jordan Jaffe (Bar No. 254886)

6 jordanjaffe@quinnemanuel.com

50 California Street, 22nd Floor

7 San Francisco, California 94111-4788

Telephone: (415) 875-6600

8 Facsimile: (415) 875-6700

9 Attorneys for WAYMO LLC

10 UNITED STATES DISTRICT COURT

11 NORTHERN DISTRICT OF CALIFORNIA, SAN FRANCISCO DIVISION

12 WAYMO LLC,

13 Plaintiff,

14 vs.

15 UBER TECHNOLOGIES, INC.;
16 OTTOMOTTO LLC; OTTO TRUCKING
LLC,

17 Defendants.

CASE NO. 3:17-cv-00939-WHA

**DECLARATION OF LINDSAY COOPER
IN SUPPORT OF PLAINTIFF WAYMO
LLC'S ADMINISTRATIVE MOTION TO
FILE UNDER SEAL ITS MOTION IN
LIMINE #13 AND DEFENDANTS'
RESPONSE**

I, Lindsay Cooper, declare as follows:

1. I am an attorney licensed to practice in the State of California and am admitted to practice before this Court. I am an associate at the law firm Quinn Emanuel Urquhart & Sullivan, LLP, counsel for the Plaintiff Waymo LLC (“Waymo”). I have personal knowledge of the matters set forth in this Declaration, and if called as a witness I would testify competently to those matters.

2. I make this declaration in support of Waymo’s Administrative Motion to File Under Seal exhibits in support of its Motion in Limine #13, as well as Defendants’ Response and supporting materials (the “Administrative Motion”). The Administrative Motion seeks an order sealing the following materials:

Document	Portions to Be Filed Under Seal	Designating Party
Waymo’s Exhibit 2	Entire document	Defendants
Defendants’ Response to Waymo’s MIL #13	Portions highlighted in green with red boxes	Waymo
	Portions highlighted in blue	Defendants
Defendants Ex. 31-32, 41, 47, 53, 54	Entire document	Waymo
Defendants Ex. 33, 45	Entire document	Defendants

3. Waymo has filed portions of Waymo’s Ex. 2, Defendants’ Response to Waymo’s MIL #13 (portions highlighted in blue) and Defendants’ Ex. 33 and 45 under seal because they contain information that Defendants have designated confidential. Waymo expects Defendants to file one or more declarations in accordance with the Local Rules.

4. Defendants’ Response to Waymo’s MIL #13 (portions highlighted in green with red boxes) and Defendants’ Exs. 31-32, 41, 47, 53, 54 contain or refers to confidential business information, which Waymo seeks to seal. Portions of Defendants’ Response to Waymo’s MIL #13 (portions highlighted in green with red boxes) and Defendants’ Exs. 31-32, 41, 47, 53, 54 contain confidential business information belonging to Waymo, such as discussions regarding Waymo’s internal valuations of its business, information regarding Waymo’s future business plans and assessment of the competitive landscape, information regarding Waymo’s investment in autonomous vehicle technology, and information regarding Waymo’s own assessment of its technological lead in

1 autonomous vehicle technology. The public disclosure of this information would give Waymo's
2 competitors access to Waymo's own in-depth analysis of its business and position in the autonomous
3 vehicle market, as well as Waymo's future plans for its autonomous vehicle technology. If such
4 information were made public, I understand that Waymo's competitive standing would be
5 significantly harmed. Waymo's request to seal is narrowly tailored to only the confidential
6 information.

7 I declare under penalty of perjury under the laws of the State of California that the foregoing is
8 true and correct, and that this declaration was executed in San Francisco, California, on September 13,
9 2017.

10 By /s/ Lindsay Cooper
11 Lindsay Cooper
12 Attorneys for WAYMO LLC
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

SIGNATURE ATTESTATION

Pursuant to Local Rule 5-1(i)(3), I attest under penalty of perjury that concurrence in the filing of this document has been obtained from Lindsay Cooper.

/s/ Charles K. Verhoeven
Charles K. Verhoeven